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## COMMENTS:

Attached is a Revocation of Power of Attorney With New Power of Attorney and Change of Correspondence Address, Statement Under 37 CFR 3.73(b), Assignment, and accompanying documents for Serial No. 09/815,568 filed March 23, 2001, entitled METHOD AND APPARATUS FOR CALIBRATION OVER TIME OF HISTOLOGICAL AND PHYSIOLOGICAL BIOMETRIC MARKERS FOR AUTHENTICATION.



Doc Code:

PTO/SB/82 (04-05)

Approved for use through 11/30/2005. OMB 0651-0035

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>REVOCATION OF POWER OF ATTORNEY WITH NEW POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS</b>	Application Number	09/815,568
	Filing Date	March 23, 2001
	First Named Inventor	Rick V. Murakami
	Art Unit	2863
	Examiner Name	X. Sun
	Attorney Docket Number	

I hereby revoke all previous powers of attorney given in the above-identified application:

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners associated with the Customer Number: 32642☒ Please change the correspondence address for the above-identified application to:☒ The address associated with Customer Number: 32642


OR

<input type="checkbox"/> Firm or Individual Name				
Address				
City		State		ZIP
Country				
Telephone		Email		

I am the:

☐ Applicant/Inventor.☒ Assignee of record of the entire interest. See 37 CFR 3.71  
Statement under 37CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Signature			
Name	Larry Lunt		
Date	8 May 06	Telephone	(801) 328-1866

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.38. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending on the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Rick V. Murakami et al.Application No./Patent No.: 09/815,568Filed/Issue Date: March 23, 2001Ensign Holdings, LLC

(Name of Assignee)

a

Corporation(Type of Assignee, e.g., corporation, partnership,  
university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or  
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above.  
The assignment was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the  
current assignee as shown below:

1. From: InventorsTo: Tarian LLCThe document was recorded in the United States Patent and Trademark Office at  
Reel 012030, Frame 0503, or for which a copy thereof is attached2. From: Tarian, LLCTo: Kirton & McConkieThe document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached3. From: Kirton & McConkieTo: Ensign Holdings, LLCThe document was recorded in the United States Patent and Trademark Office at  
Reel 015676, Frame 0872, or for which a copy thereof is attached.☐ Additional documents in the chain of title are listed on a supplemental sheet.☐ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be  
submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records  
of the USPTO. See MPEP 302.8]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

5 May 06  
DateLarry Lunt

Typed or printed name

[Signature]  
SignatureManager

Title

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WAIVER, ASSIGNMENT AND  
TRANSFER SETTLEMENT AGREEMENT NUNC PRO TUNC

In settlement of the law suit captioned Kirton & McConkie, P.C. v. Tarian Technologies, Inc., and Tarian Technologies, L.L.C., Civil Case 040919693, Defendants and their officers and members and Tarian, L.L.C. do hereby assign and transfer all assets of Defendants and Tarian, L.L.C. to Kirton & McConkie, P.C. (hereinafter "K&M"). Defendants and Tarian, L.L.C. waive any claims against K&M and specifically assign any and all rights that Defendants and Tarian, L.L.C. have in intellectual property including U.S. Patent Serial Number 6,483,929; U.S. Patent Application Serial Numbers 09/758,836; 09/815,885; 09/815,568; and 10/300,659; EPO Patent Application Serial Number 01901963.7; Japanese Patent Application Serial Number 2001-552330; WIPO Application Serial Numbers PCT/US01/00829 and PCT/US01/18314. Defendants and Tarian, L.L.C. agree to sign any further documents necessary for recording said transfer.

Among the assets being assigned herewith are any claims Defendants and Tarian, L.L.C. have against Union Recovery Corporation. K&M may divest itself of these assets in any manner it sees fit.

K&M hereby absolves Defendants and Tarian, L.L.C. of any and all claims K&M has against Defendants and Tarian, L.L.C. including costs and attorneys fees incurred on behalf of Defendants and Tarian, L.L.C.

Dated this 10 day of December, 2004.

TARIAN TECHNOLOGIES, INC.

By: \_\_\_\_\_

Larry Lunt

TARIAN TECHNOLOGIES, L.L.C.

By: \_\_\_\_\_

Larry Lunt

TARIAN L.L.C.

By: \_\_\_\_\_

Larry Lunt

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